



Tennessee Department of Environment and Conservation

Division of Water Resources

Mining Section

3711 Middlebrook Pike

Knoxville, Tennessee 37921-6538

PHONE (865) 594-6035 FAX (865) 594-6105

Public Participation Opportunities

Public Notice M2014-2

February 19, 2014

Last Day to Submit Comments: March 22, 2014

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

The Division has made the determination that the following NPDES permit applications are complete as required by *Rule 0400-40-03-.06(1)(c)*.

Individual NPDES Permits

Non-Coal Proposed Issuances

Applicant	Claiborne Hauling LLC
Facility	Mine Road Limestone Processing Facility
NPDES Permit Number	TN0069833
County	Knox
Street Address	Mine Road
City	Mascot
Zip	37806
Description of Activity	Limestone processing facility
Receiving Stream	Wet weather conveyance to Flat Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°03'53"
Facility Longitude	83°44'36"
Permit Writer	BWE

Applicant	Newport Sand and Gravel
Facility	Condor Pit Mine
NPDES Permit Number	TN0069825
County	Cocke
Street Address	1191 Oneil Road
City	Newport
Zip	37822
Description of Activity	Construction sand and gravel mine
Receiving Streams	Pigeon River at river mile 11.0
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°54'23"
Facility Longitude	83°10'38"
Permit Writer	BWE

Non-Coal Proposed Modification/Reissuance

Applicant	Horse Creek Rock Inc.
Facility	Horse Creek Rock Inc.
NPDES Permit Number	TN0079804
County	Hardin
Street Address	Intersection of SR 69 & Pyburn Road
City	Savannah
Zip	38372
Description of Activity	Limestone mining and processing
Receiving Stream	Unnamed tributary to Horse Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°06'42"
Facility Longitude	88°09'45"
Permit Writer	KBG

Non-Coal Proposed Reissuance

Applicant	J. R. Hayes Construction Company Inc.
Facility	Mine 3
NPDES Permit Number	TN0068985
County	Henry
Street Address	Oak Grove Road
City	Buchanan
Zip	38222
Description of Activity	Construction sand and gravel mine
Receiving Stream	Beaverdam Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°23'29"
Facility Longitude	88°11'04"
Permit Writer	KBG

Non-Coal Proposed Termination

Applicant	DRC Coal LLC
Facility	Cooper Ridge Area 3
NPDES Permit Number	TN0076406
County	Claiborne
Street Address	Black Diamond Road
City	Clairfield
Zip	37715
Description of Activity	Reclaimed surface coal mine
Receiving Stream	Unnamed tributaries to Straight Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°32'46"
Facility Longitude	83°53'26"
Permit Writer	JPJ

How to Comment:

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail Gary.Mullins@tn.gov. The Division must receive your comments before the close of the comment period (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

How the Department Will Proceed:

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

To Obtain Permit Details:

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Kara.Blevins@tn.gov or call (865) 594-5460 to schedule an appointment for the review.

Permit Writers

BWE	Bryan Epperson	865-594-5555	Bryan.Epperson@tn.gov
KBG	Kristen Gettelfinger	865-594-5545	Kristen.Gettelfinger@tn.gov
JPJ	Jesse Jones	865-594-5543	Jesse.P.Jones@tn.gov

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Resources Board, Oil and Gas designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).